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**west virginia** department of environmental protection

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Division of Air Quality  
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Charleston, WV 25304  
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Jim Justice, Governor  
Austin Caperton, Cabinet Secretary  
[www.dep.wv.gov](http://www.dep.wv.gov)

June 12, 2017

Mitch Burns  
PO Box 539  
Moorefield, WV 26836

Re: Pilgram's Pride Corporation  
Moorefield Feed Mill, Hatchery and Truck Shop Complex  
Permit No. R13-1506D  
Plant ID No. 031-00005

Dear Mr. Burns:

Your application for a permit as required by Section 5 of 45CSR13 - "Permits for Construction, Modification, Relocation and Operation of Stationary Sources of Air Pollutants, Notification Requirements, Temporary Permit, General Permit, and Procedures for Evaluation" has been approved. The enclosed permit R13-1506D is hereby issued pursuant to Subsection 5.7 of 45CSR13. Please be aware of the notification requirements in the permit which pertain to commencement of construction, modification, or relocation activities; startup of operations; and suspension of operations.

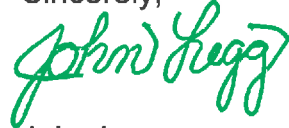
The source is a non-major, deferred Title V source (45CSR30).

In accordance with 45CSR30- Operating Permit Program, the permittee shall submit a certified emissions statement and pay fees on an annual basis in accordance with the submittal requirements of the Division of Air Quality. A receipt for the appropriate fee shall be maintained on the premises for which the receipt has been issued, and shall be made immediately available for inspection by the Secretary or his/her duly authorized representative.

Any person whose interest may be affected, including, but not necessarily limited to, the applicant and any person who participated in the public comment process, by a permit issued, modified or denied by the Secretary may appeal such action of the Secretary to the Air Quality Board pursuant to article one [§§22B-1-1 et seq.], Chapter 22B of the Code of West Virginia. West Virginia Code §§22-5-14.

Should you have any questions or comments, please contact me at (304) 926-0499, extension 1257.

Sincerely,



John Legg  
Permit Writer

Enclosures

c: Trent Samples, Consultant, Woodruff & Howe Environmental Engineering, Inc.  
[tsamples@wheeinc.com](mailto:tsamples@wheeinc.com)

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*West Virginia Department of Environmental Protection*

*Division of Air Quality*

*Jim Justice*  
Governor

*Austin Caperton*  
Cabinet Secretary

# Permit to Modify



**R13-1506D**

*This permit is issued in accordance with the West Virginia Air Pollution Control Act (West Virginia Code §§ 22-5-1 et seq.) and 45 C.S.R. 13 — Permits for Construction, Modification, Relocation and Operation of Stationary Sources of Air Pollutants, Notification Requirements, Temporary Permits, General Permits and Procedures for Evaluation. The permittee identified at the facility listed below is authorized to construct the stationary sources of air pollutants identified herein in accordance with all terms and conditions of this permit.*

Issued to:

**Pilgrim's Pride Corporation**  
**Moorefield Feed Mill, Hatchery and Truck Shop Complex**  
**031-00005**

A handwritten signature in blue ink, appearing to read "William F. Durham", is written over a horizontal line.

*William F. Durham*  
Director

*Issued: June 12, 2017*

This permit will supercede and replace Permit R13-1506C.

Facility Location: Moorefield, Hardy County, West Virginia

Mailing Address: P.O. Box 539, Moorefield, WV 26836

Facility Description: Prepared Feed and Feed Ingredients for Animals and Fowls, Except Dogs and Cats

SIC Codes: 2048 - Prepared Feed and Feed Ingredients for Animals and Fowls, Except Dogs and Cats

NAICS: Feed Mill - 311119 - Other Animal Food Manufacturing

Hatchery - 112340 - Poultry Hatcheries

Truck Shop - 484220 - Specialized Freight (except Used Goods) Trucking, Local

UTM Coordinates: 674.450 km Easting • 4,323.615 km Northing • Zone 17

Lat/Long Coordinates: Latitude 39.0444 Longitude -78.9861

Permit Type: Modification

Description of Change:

Because Pilgrim's prefers a single air permit, sources located at the Hatchery and Truck Shop will be added to the company's current Feed Mill permit. The only new construction associated with this application is a new 1,490 BHP/1,000 KW emergency generator engine to be located at the Hatchery. Several items found during a recent internal Pilgrim's audit were corrected/added in the updated permit.

Note: The Feed Mill portion of Pilgrim's Feed Mill, Hatchery and Truck Shop Complex is subject to the Feed Manufacturing NESHAP [40 CFR 63, Subpart DDDDDDD (7D)]. The State of West Virginia under State Rule 45CSR34 declined to take delegation of Subpart 7D and as such, does not have the regulatory authority to incorporate Subpart 7D requirements into this state modification permit.

*Any person whose interest may be affected, including, but not necessarily limited to, the applicant and any person who participated in the public comment process, by a permit issued, modified or denied by the Secretary may appeal such action of the Secretary to the Air Quality Board pursuant to article one [§§ 22B-1-1 et seq.], Chapter 22B of the Code of West Virginia. West Virginia Code §22-5-14.*

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*This permit does not affect 45CSR30 applicability, the source is a nonmajor source subject to 45CSR30.*

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## 1.0 Emission Units

Emission Unit ID	Emission Point ID	Emission Unit Description	Year Installed/Modified	Design Capacity		Control Device
FEED MILL						
1S	1E	Boiler 1	2002	21.0 mmBtu/hr		None
2AS	2AE	Grain Receiving (North Rail Station)	2015	1,120 tph Corn	Combined Total 330,000 tpy Corn & 120,000 tpy Soybean Mill	FE
		(South Rail Station and Truck Station)	1992	200 tph Soybean Mill		FE
2BS	2BE	Headhouse and Grain Handling	1992/2015	1,120 tph (Max)/330,000 tpy Corn North Railcar Receiving & 120,000 tpy Soybean Mill		FE
2CS	2CE	Main Ingredient Receiving Distribution System (Unpermitted until 2017)	1992	200 tph 450,000 tpy		2C Baghouse
3S	3E	All Grain Storage (Silos 1 thru 4, 6, 7 and New Corn Silo)	1992/2015	1,120 tph into Corn storage  200 tpy/120,000 tpy Corn or Soybean Mill		FE
4S	4E1 and 4E2	Pneumatic Receiving Systems (Truck Unloading)	1992	25 tph <sup>(1)</sup>		<sup>(4)</sup> 4C1 and 4C2 2 Baghouses
5S	5E	Crusher (Hammermill)	1992	38 tph	330,000 tpy Corn	5C Baghouse
6S	6E	Crusher (Hammermill)	1992	38 tph		6C Baghouse
10S	10E	Crusher (Hammermill)	2005	38 tph		10C

**1.0 Emission Units**

Emission Unit ID	Emission Point ID	Emission Unit Description	Year Installed/ Modified	Design Capacity		Control Device
7S	7E	Pellet System	1992	50 tph	478,000 tpy	7C Cyclone
9S	9E	Pellet System	2002	40 tph		9C Cyclone
8S	8E	Boiler 2	2002	21.0 mmBtu/hr		None
11S	11E	Feed Shipping	1992	(3) 150 tph/478,000 tpy		FE
12S	12E	Vehicle Activity (2)	1992	24,883 trucks maximum		None
FEED MILL - Control Devices						
2C	2E	Baghouse (for Main Ingredient Receiving Distribution System)	1992	NA		None
4C1	4E1	Baghouse (for Pneumatic Truck Unloading System)	1992	NA		None
4C2	4E2	Baghouse (for Pneumatic Truck Unloading Systems)	1992	NA		None
5C	5E	Baghouse (for Crusher)	1992	NA		None
6C	6E	Baghouse (for Crusher)	1992	NA		None
7C	7E	Cyclone [for Pellet System (7S)]	1992	NA		None
9C	9E	Cyclone [for Pellet System (9S)]	2002	NA		None
10C	10E	Pulse Jet Dust Collector (for Crusher)	2005	NA		None
(1)	Changed from variable capacity to 25 tph in 2017. Pneumatic System is used to receive material from pneumatic trucks and the transfer rate depends on the trucks and the type of material being delivered.					
(2)	The vast majority of vehicle activity is associated with Feed Mill operations. However, this also includes vehicle activity associated with Hatchery and Truck Shop operations.					
(3)	Hourly Feed Loadout rate increased (from 60 tph) to 150 tph in 2017.					
(4)	Modified in 2017 to include 2nd baghouse: Before 2017 - 4C Baghouse; After - 4C1 & 4C2 Baghouses.					



**1.0 Emission Units**

<b>Emission Unit ID</b>	<b>Emission Point ID</b>	<b>Emission Unit Description</b>	<b>Year Installed/Modified</b>	<b>Design Capacity</b>	<b>Control Device</b>
<b>HATCHERY</b>					
1H	1HE	Diesel Engine for Emergency Generator (Cummins)	1992	750 BHP/ 500 KW/ 5.25 mm Btu/hr	None
2H	2HE	Diesel Engine for Emergency Generator (Cummins)	2017	1,490 BHP/ 1,000 KW/ 10.43 mm Btu/hr	None
3H	3HE	Hot Water Boiler (Natural Gas-fired)	2004	1.68 mm Btu/hr	None
4H	4HE	Comfort Heating Units (units located on roof at various locations) (Natural Gas-fired)	1991	11.294 mm Btu/hr (Total for 31 Units)  0.10 - 0.54 mm Btu/hr (Individual Units Range)	None
<b>TRUCK SHOP</b>					
1TS	1TSE	Used Oil Heater Clean Burn CB-5000	???	3.30 gal/hr 0.50 mm Btu/hr	None
2TS	2TSE	Used Oil Heater Clean Burn CB-2500	???	1.70 gal/hr 0.25 mm Btu/hr	None

## 2.0. General Conditions

### 2.1. Definitions

- 2.1.1. All references to the "West Virginia Air Pollution Control Act" or the "Air Pollution Control Act" mean those provisions contained in W.Va. Code §§ 22-5-1 to 22-5-18.
- 2.1.2. The "Clean Air Act" means those provisions contained in 42 U.S.C. §§ 7401 to 7671q, and regulations promulgated thereunder.
- 2.1.3. "Secretary" means the Secretary of the Department of Environmental Protection or such other person to whom the Secretary has delegated authority or duties pursuant to W.Va. Code §§ 22-1-6 or 22-1-8 (45CSR§30-2.12.). The Director of the Division of Air Quality is the Secretary's designated representative for the purposes of this permit.

### 2.2. Acronyms

<b>CAAA</b>	Clean Air Act Amendments	<b>NO<sub>x</sub></b>	Nitrogen Oxides
<b>CBI</b>	Confidential Business Information	<b>NSPS</b>	New Source Performance Standards
<b>CEM</b>	Continuous Emission Monitor	<b>PM</b>	Particulate Matter
<b>CES</b>	Certified Emission Statement	<b>PM<sub>2.5</sub></b>	Particulate Matter less than 2.5µm in diameter
<b>C.F.R. or CFR</b>	Code of Federal Regulations	<b>PM<sub>10</sub></b>	Particulate Matter less than 10µm in diameter
<b>CO</b>	Carbon Monoxide	<b>Ppb</b>	Pounds per Batch
<b>C.S.R. or CSR</b>	Codes of State Rules	<b>pph</b>	Pounds per Hour
<b>DAQ</b>	Division of Air Quality	<b>ppm</b>	Parts per Million
<b>DEP</b>	Department of Environmental Protection	<b>Ppmv or ppmv</b>	Parts per million by volume
<b>dscm</b>	Dry Standard Cubic Meter	<b>PSD</b>	Prevention of Significant Deterioration
<b>FOIA</b>	Freedom of Information Act	<b>psi</b>	Pounds per Square Inch
<b>HAP</b>	Hazardous Air Pollutant	<b>SIC</b>	Standard Industrial Classification
<b>HON</b>	Hazardous Organic NESHAP	<b>SIP</b>	State Implementation Plan
<b>HP</b>	Horsepower	<b>SO<sub>2</sub></b>	Sulfur Dioxide
<b>lbs/hr</b>	Pounds per Hour	<b>TAP</b>	Toxic Air Pollutant
<b>LDAR</b>	Leak Detection and Repair	<b>TPY</b>	Tons per Year
<b>M</b>	Thousand	<b>TRS</b>	Total Reduced Sulfur
<b>MACT</b>	Maximum Achievable Control Technology	<b>TSP</b>	Total Suspended Particulate
<b>MDHI</b>	Maximum Design Heat Input	<b>USEPA</b>	United States Environmental Protection Agency
<b>MM</b>	Million	<b>UTM</b>	Universal Transverse Mercator
<b>MMBtu/hr or mmbtu/hr</b>	Million British Thermal Units per Hour	<b>VEE</b>	Visual Emissions Evaluation
<b>MMCF/hr or mmcf/hr</b>	Million Cubic Feet per Hour	<b>VOC</b>	Volatile Organic Compounds
<b>NA</b>	Not Applicable	<b>VOL</b>	Volatile Organic Liquids
<b>NAAQS</b>	National Ambient Air Quality Standards		
<b>NESHAPS</b>	National Emissions Standards for Hazardous Air Pollutants		

### **2.3. Authority**

This permit is issued in accordance with West Virginia Air Pollution Control Law W.Va. Code §§22-5-1 et seq. and the following Legislative Rules promulgated thereunder:

- 2.3.1. 45CSR13 – *Permits for Construction, Modification, Relocation and Operation of Stationary Sources of Air Pollutants, Notification Requirements, Temporary Permits, General Permits and Procedures for Evaluation*;

### **2.4. Term and Renewal**

- 2.4.1. This permit supercedes and replaces previously issued Permit R13-1506C. This permit shall remain valid, continuous and in effect unless it is revised, suspended, revoked or otherwise changed under an applicable provision of 45CSR13 or any applicable legislative rule;

### **2.5. Duty to Comply**

- 2.5.1. The permitted facility shall be constructed and operated in accordance with the plans and specifications filed in Permit Application R13-1506, R13-1506A, R13-1506B, R13-1506C, R13-1506D and any modifications, administrative updates, or amendments thereto. The Secretary may suspend or revoke a permit if the plans and specifications upon which the approval was based are not adhered to;  
[45CSR§§13-5.11 and 13-10.3]
- 2.5.2. The permittee must comply with all conditions of this permit. Any permit noncompliance constitutes a violation of the West Virginia Code and the Clean Air Act and is grounds for enforcement action by the Secretary or USEPA;
- 2.5.3. Violations of any of the conditions contained in this permit, or incorporated herein by reference, may subject the permittee to civil and/or criminal penalties for each violation and further action or remedies as provided by West Virginia Code 22-5-6 and 22-5-7;
- 2.5.4. Approval of this permit does not relieve the permittee herein of the responsibility to apply for and obtain all other permits, licenses and/or approvals from other agencies; i.e., local, state and federal, which may have jurisdiction over the construction and/or operation of the source(s) and/or facility herein permitted.

### **2.6. Duty to Provide Information**

The permittee shall furnish to the Secretary within a reasonable time any information the Secretary may request in writing to determine whether cause exists for administratively updating, modifying, revoking or terminating the permit or to determine compliance with the permit. Upon request, the permittee shall also furnish to the Secretary copies of records to be kept by the permittee. For information claimed to be confidential, the permittee shall furnish such records to the Secretary along with a claim of confidentiality in accordance with 45CSR31. If confidential information is to be sent to USEPA, the permittee shall directly provide such information to USEPA along with a claim of confidentiality in accordance with 40 C.F.R. Part 2.

## **2.7. Duty to Supplement and Correct Information**

Upon becoming aware of a failure to submit any relevant facts or a submittal of incorrect information in any permit application, the permittee shall promptly submit to the Secretary such supplemental facts or corrected information.

## **2.8. Administrative Update**

The permittee may request an administrative update to this permit as defined in and according to the procedures specified in 45CSR13.  
[45CSR§13-4]

## **2.9. Permit Modification**

The permittee may request a minor modification to this permit as defined in and according to the procedures specified in 45CSR13.  
[45CSR§13-5.4.]

## **2.10. Major Permit Modification**

The permittee may request a major modification as defined in and according to the procedures specified in 45CSR14 or 45CSR19, as appropriate.  
[45CSR§13-5.1]

## **2.11. Inspection and Entry**

The permittee shall allow any authorized representative of the Secretary, upon the presentation of credentials and other documents as may be required by law, to perform the following:

- a. At all reasonable times (including all times in which the facility is in operation) enter upon the permittee's premises where a source is located or emissions related activity is conducted, or where records must be kept under the conditions of this permit;
- b. Have access to and copy, at reasonable times, any records that must be kept under the conditions of this permit;
- c. Inspect at reasonable times (including all times in which the facility is in operation) any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under the permit; and
- d. Sample or monitor at reasonable times substances or parameters to determine compliance with the permit or applicable requirements or ascertain the amounts and types of air pollutants discharged.

## **2.12. Emergency**

- 2.12.1. An "emergency" means any situation arising from sudden and reasonable unforeseeable events beyond the control of the source, including acts of God, which situation requires immediate corrective action to restore normal operation, and that causes the source to exceed a technology-based emission

limitation under the permit, due to unavoidable increases in emissions attributable to the emergency. An emergency shall not include noncompliance to the extent caused by improperly designed equipment, lack of preventative maintenance, careless or improper operation, or operator error.

- 2.12.2. Effect of any emergency. An emergency constitutes an affirmative defense to an action brought for noncompliance with such technology-based emission limitations if the conditions of Section 2.12.3 are not met.
- 2.12.3. The affirmative defense of emergency shall be demonstrated through properly signed, contemporaneous operating logs, or other relevant evidence that:
- a. An emergency occurred and that the permittee can identify the cause(s) of the emergency;
  - b. The permitted facility was at the time being properly operated;
  - c. During the period of the emergency the permittee took all reasonable steps to minimize levels of emissions that exceeded the emission standards, or other requirements in the permit; and
  - d. The permittee submitted notice of the emergency to the Secretary within one (1) working day of the time when emission limitations were exceeded due to the emergency and made a request for variance, and as applicable rules provide. This notice must contain a detailed description of the emergency, any steps taken to mitigate emissions, and corrective actions taken.
- 2.12.4. In any enforcement proceeding, the permittee seeking to establish the occurrence of an emergency has the burden of proof.
- 2.12.5. The provisions of this section are in addition to any emergency or upset provision contained in any applicable requirement.

### **2.13. Need to Halt or Reduce Activity Not a Defense**

It shall not be a defense for a permittee in an enforcement action that it should have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of this permit. However, nothing in this paragraph shall be construed as precluding consideration of a need to halt or reduce activity as a mitigating factor in determining penalties for noncompliance if the health, safety, or environmental impacts of halting or reducing operations would be more serious than the impacts of continued operations.

### **2.14. Suspension of Activities**

In the event the permittee should deem it necessary to suspend, for a period in excess of sixty (60) consecutive calendar days, the operations authorized by this permit, the permittee shall notify the Secretary, in writing, within two (2) calendar weeks of the passing of the sixtieth (60) day of the suspension period.

### **2.15. Property Rights**

This permit does not convey any property rights of any sort or any exclusive privilege.

**2.16. Severability**

The provisions of this permit are severable and should any provision(s) be declared by a court of competent jurisdiction to be invalid or unenforceable, all other provisions shall remain in full force and effect.

**2.17. Transferability**

This permit is transferable in accordance with the requirements outlined in Section 10.1 of 45CSR13. [45CSR§13-10.1.]

**2.18. Notification Requirements**

The permittee shall notify the Secretary, in writing, no later than thirty (30) calendar days after the actual startup of the operations authorized under this permit.

**2.19. Credible Evidence**

Nothing in this permit shall alter or affect the ability of any person to establish compliance with, or a violation of, any applicable requirement through the use of credible evidence to the extent authorized by law. Nothing in this permit shall be construed to waive any defense otherwise available to the permittee including, but not limited to, any challenge to the credible evidence rule in the context of any future proceeding.

### 3.0. Facility-Wide Requirements

#### 3.1. Limitations and Standards

- 3.1.1. **Open burning.** The open burning of refuse by any person, firm, corporation, association or public agency is prohibited except as noted in 45CSR§6-3.1.  
[45CSR§6-3.1.]
- 3.1.2. **Open burning exemptions.** The exemptions listed in 45CSR§6-3.1 are subject to the following stipulation: Upon notification by the Secretary, no person shall cause, suffer, allow or permit any form of open burning during existing or predicted periods of atmospheric stagnation. Notification shall be made by such means as the Secretary may deem necessary and feasible.  
[45CSR§6-3.2.]
- 3.1.3. **Asbestos.** The permittee is responsible for thoroughly inspecting the facility, or part of the facility, prior to commencement of demolition or renovation for the presence of asbestos and complying with 40 C.F.R. § 61.145, 40 C.F.R. § 61.148, and 40 C.F.R. § 61.150. The permittee, owner, or operator must notify the Secretary at least ten (10) working days prior to the commencement of any asbestos removal on the forms prescribed by the Secretary if the permittee is subject to the notification requirements of 40 C.F.R. § 61.145(b)(3)(I). The USEPA, the Division of Waste Management, and the Bureau for Public Health - Environmental Health require a copy of this notice to be sent to them.  
[40CFR§61.145(b) and 45CSR§34]
- 3.1.4. **Odor.** No person shall cause, suffer, allow or permit the discharge of air pollutants which cause or contribute to an objectionable odor at any location occupied by the public.  
[45CSR§4-3.1] *[State-Enforceable Only]*
- 3.1.5. **Permanent shutdown.** A source which has not operated at least 500 hours in one 12-month period within the previous five (5) year time period may be considered permanently shutdown, unless such source can provide to the Secretary, with reasonable specificity, information to the contrary. All permits may be modified or revoked and/or reapplication or application for new permits may be required for any source determined to be permanently shutdown.  
[45CSR§13-10.5.]
- 3.1.6. **Standby plan for reducing emissions.** When requested by the Secretary, the permittee shall prepare standby plans for reducing the emissions of air pollutants in accordance with the objectives set forth in Tables I, II, and III of 45 CSR 11.  
[45CSR§11-5.2.]

#### 3.2. Monitoring Requirements

*[Reserved]*

#### 3.3. Testing Requirements

- 3.3.1. **Stack testing.** As per provisions set forth in this permit or as otherwise required by the Secretary, in accordance with the West Virginia Code, underlying regulations, permits and orders, the permittee shall conduct test(s) to determine compliance with the emission limitations set forth in this permit

and/or established or set forth in underlying documents. The Secretary, or his duly authorized representative, may at his option witness or conduct such test(s). Should the Secretary exercise his option to conduct such test(s), the operator shall provide all necessary sampling connections and sampling ports to be located in such manner as the Secretary may require, power for test equipment and the required safety equipment, such as scaffolding, railings and ladders, to comply with generally accepted good safety practices. Such tests shall be conducted in accordance with the methods and procedures set forth in this permit or as otherwise approved or specified by the Secretary in accordance with the following:

- a. The Secretary may on a source-specific basis approve or specify additional testing or alternative testing to the test methods specified in the permit for demonstrating compliance with 40 C.F.R. Parts 60, 61, and 63 in accordance with the Secretary's delegated authority and any established equivalency determination methods which are applicable. If a testing method is specified or approved which effectively replaces a test method specified in the permit, the permit may be revised in accordance with 45CSR§13-4 or 45CSR§13-5.4 as applicable.
- b. The Secretary may on a source-specific basis approve or specify additional testing or alternative testing to the test methods specified in the permit for demonstrating compliance with applicable requirements which do not involve federal delegation. In specifying or approving such alternative testing to the test methods, the Secretary, to the extent possible, shall utilize the same equivalency criteria as would be used in approving such changes under Section 3.3.1.a. of this permit. If a testing method is specified or approved which effectively replaces a test method specified in the permit, the permit may be revised in accordance with 45CSR§13-4 or 45CSR§13-5.4 as applicable.
- c. All periodic tests to determine mass emission limits from or air pollutant concentrations in discharge stacks and such other tests as specified in this permit shall be conducted in accordance with an approved test protocol. Unless previously approved, such protocols shall be submitted to the Secretary in writing at least thirty (30) days prior to any testing and shall contain the information set forth by the Secretary. In addition, the permittee shall notify the Secretary at least fifteen (15) days prior to any testing so the Secretary may have the opportunity to observe such tests. This notification shall include the actual date and time during which the test will be conducted and, if appropriate, verification that the tests will fully conform to a referenced protocol previously approved by the Secretary.
- d. The permittee shall submit a report of the results of the stack test within sixty (60) days of completion of the test. The test report shall provide the information necessary to document the objectives of the test and to determine whether proper procedures were used to accomplish these objectives. The report shall include the following: the certification described in paragraph 3.5.1.; a statement of compliance status, also signed by a responsible official; and, a summary of conditions which form the basis for the compliance status evaluation. The summary of conditions shall include the following:
  1. The permit or rule evaluated, with the citation number and language;
  2. The result of the test for each permit or rule condition; and,
  3. A statement of compliance or noncompliance with each permit or rule condition.

[WV Code § 22-5-4(a)(14-15) and 45CSR13]



### 3.4. Recordkeeping Requirements

- 3.4.1. **Retention of records.** The permittee shall maintain records of all information (including monitoring data, support information, reports and notifications) required by this permit recorded in a form suitable and readily available for expeditious inspection and review. Support information includes all calibration and maintenance records and all original strip-chart recordings for continuous monitoring instrumentation. The files shall be maintained for at least five (5) years following the date of each occurrence, measurement, maintenance, corrective action, report, or record. At a minimum, the most recent two (2) years of data shall be maintained on site. The remaining three (3) years of data may be maintained off site, but must remain accessible within a reasonable time. Where appropriate, the permittee may maintain records electronically (on a computer, on computer floppy disks, CDs, DVDs, or magnetic tape disks), on microfilm, or on microfiche.
- 3.4.2. **Odors.** For the purposes of 45CSR4, the permittee shall maintain a record of all odor complaints received, any investigation performed in response to such a complaint, and any responsive action(s) taken.  
[45CSR§4. *State-Enforceable only.*]

### 3.5. Reporting Requirements

- 3.5.1. **Responsible official.** Any application form, report, or compliance certification required by this permit to be submitted to the DAQ and/or USEPA shall contain a certification by the responsible official that states that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate and complete.
- 3.5.2. **Confidential information.** A permittee may request confidential treatment for the submission of reporting required by this permit pursuant to the limitations and procedures of W.Va. Code § 22-5-10 and 45CSR31.
- 3.5.3. **Correspondence.** All notices, requests, demands, submissions and other communications required or permitted to be made to the Secretary of DEP and/or USEPA shall be made in writing and shall be deemed to have been duly given when delivered by hand, or mailed first class with postage prepaid to the address(es) set forth below or to such other person or address as the Secretary of the Department of Environmental Protection may designate:

**DAQ:**

Director  
WVDEP  
Division of Air Quality  
601 57th Street, SE  
Charleston, WV 25304-2345

**DAQ Compliance and  
Enforcement<sup>1</sup>:**  
[DEPAirQualityReports@wv.gov](mailto:DEPAirQualityReports@wv.gov)

**US EPA:**

Associate Director  
Office of Air Enforcement and Compliance  
Assistance  
(3AP20)  
U. S. Environmental Protection Agency  
Region III  
1650 Arch Street  
Philadelphia, PA 19103-2029

<sup>1</sup>For all self-monitoring reports (MACT, GACT, NSPS, etc.), stack tests and protocols, Notice of Compliance Status Reports, Initial Notifications, etc.

3.5.4. **Operating Fee.**

3.5.4.1. In accordance with 45CSR30 – Operating Permit Program, the permittee shall submit a Certified Emissions Statement (CES) and pay fees on an annual basis in accordance with the submittal requirements of the Division of Air Quality. A receipt for the appropriate fee shall be maintained on the premises for which the receipt has been issued, and shall be made immediately available for inspection by the Secretary or his/her duly authorized representative.

3.5.5. **Emission inventory.** At such time(s) as the Secretary may designate, the permittee herein shall prepare and submit an emission inventory for the previous year, addressing the emissions from the facility and/or process(es) authorized herein, in accordance with the emission inventory submittal requirements of the Division of Air Quality. After the initial submittal, the Secretary may, based upon the type and quantity of the pollutants emitted, establish a frequency other than on an annual basis.

#### **4.0. Source-Specific Requirements**

**[Control Devices in Section 1.0, Emission Units Table: 2C, 4C1, 4C2, 5C, 6C, 7C, 9C and 10C]**

##### **4.1. Limitations and Standards**

- 4.1.1. **Operation and Maintenance of Air Pollution Control Equipment.** The permittee shall, to the extent practicable, install, maintain, and operate all pollution control equipment listed in Section 1.0 and associated monitoring equipment in a manner consistent with safety and good air pollution control practices for minimizing emissions, or comply with any more stringent limits set forth in this permit or as set forth by any State rule, Federal regulation, or alternative control plan approved by the Secretary.

**[45CSR §13-5.11.]**

##### **4.2. Monitoring Requirements**

*[Reserved]*

##### **4.3. Testing Requirements**

*[Reserved]*

##### **4.4. Recordkeeping Requirements**

- 4.4.1. **Record of Monitoring.** The permittee shall keep records of monitoring information that include the following:

- a. The date, place as defined in this permit and time of sampling or measurements;
  - b. The date(s) analyses were performed;
  - c. The company or entity that performed the analyses;
  - d. The analytical techniques or methods used;
  - e. The results of the analyses; and
  - f. The operating conditions existing at the time of sampling or measurement.
- (2C, 4C1, 4C2, 5C, 6C, 7C, 9C and 10C)*

- 4.4.2. **Record of Maintenance of Air Pollution Control Equipment.** For all pollution control equipment listed in Section 1.0, the permittee shall maintain accurate records of all required pollution control equipment inspection and/or preventative maintenance procedures.
- (2C, 4C1, 4C2, 5C, 6C, 7C, 9C and 10C)*

- 4.4.3. **Record of Malfunctions of Air Pollution Control Equipment.** For all air pollution control equipment listed in Section 1.0, the permittee shall maintain records of the occurrence and duration of any malfunction or operational shutdown of the air pollution control equipment during which excess emissions occur. For each such case, the following information shall be recorded:

- a. The equipment involved.
- b. Steps taken to minimize emissions during the event.
- c. The duration of the event.
- d. The estimated increase in emissions during the event.

For each such case associated with an equipment malfunction, the additional information shall also be recorded:

- e. The cause of the malfunction.
- f. Steps taken to correct the malfunction.
- g. Any changes or modifications to equipment or procedures that would help prevent future recurrences of the malfunction.

*(2C, 4C1, 4C2, 5C, 6C, 7C, 9C and 10C)*

#### **4.5. Reporting Requirements**

*[Reserved]*

## 5.0. Source-Specific Requirements [Feed Mill]

### 5.1. Limitations and Standards

5.1.1. Boiler 1 (Emission Unit ID: 1S; Emission Point ID: 1E) and Boiler 2 (8S; 8E) shall fire only natural gas and No. 2 fuel oil and shall not be operated in a manner to exceed 16,595 lb/hr of steam or a maximum heat input of 21.0 MMBtu/hr per boiler.

5.1.2. Each of the above discussed boilers (1E; 8E) shall not exceed the following emission rates:

Pollutant	Natural Gas		No. 2 Fuel Oil	
	lb/hr	ton/yr <sup>(1)</sup>	lb/hr	ton/yr <sup>(2)</sup>
CO	1.76	7.73	0.75	2.28
NO <sub>x</sub>	2.10	9.20	3.00	9.13
PM	0.16	0.70	0.50	1.50
PM <sub>10</sub>	0.16	0.70	0.35	1.05
SO <sub>2</sub>	0.01	0.06	10.65	32.42
VOCs	0.12	0.51	0.05	0.16
(1) 8,760 hours per year. (2) 6,000 hours per year.				

5.1.3. Each of the above discussed boilers (1E; 8E) shall not burn/consume more than the following amounts of fuel:

Natural Gas		#2 Fuel Oil	
(ft <sup>3</sup> /hr)	(ft <sup>3</sup> /yr)	(gal/hr)	(gal/yr)
21,000	183,960,000	150	913,230

5.1.4. Controlled Particulate Matter (PM) emissions from the following source vents shall not exceed the values listed below:

Emission		Source		PM After Controls	
Unit ID No.	Point ID No.	Equipment	Control Device	lb/hr	tpy
2AS	2AE	Grain Receiving	Full Enclosure	4.49	0.77
2BS	2BE	Headhouse and Grain Handling	Full Enclosure	16.10	2.75

Emission		Source		PM After Controls	
Unit ID No.	Point ID No.	Equipment	Control Device	lb/hr	tpy
2CS	2CE	Main Ingredient Receiving Distribution System	Baghouse (2C)	0.13	0.56
3S	3E	All Grain Storage	Full Enclosure	6.60	1.13
4S	4E1	Pneumatic system (Truck Unloading)	Baghouse (4C1)	0.13	0.56
	4E2		Baghouse (4C2)		
5S	5E	Crusher (Hammermill)	Baghouse	0.51	2.23
6S	6E	Crusher (Hammermill)	Baghouse	0.51	2.23
7S	7E	Pellet System	Cyclone	3.96	17.34
9S	9E	Pellet System	Cyclone	3.96	17.34
10S	10E	Crusher (Hammermill)	Baghouse	0.51	2.23

5.1.5. The maximum sulfur content of No. 2 fuel oil used to fire the permitted boilers shall not exceed 0.5%. Records of supplier certification for sulfur content shall be maintained on site for five years.

5.1.6. No person shall cause, suffer, allow or permit emission of smoke and/or particulate matter into the open air from any fuel burning unit which is greater than ten (10) percent opacity based on a six minute block average. [45CSR2-3.1] (1E and 8E)

5.1.7. No person shall cause, suffer, allow or permit the discharge of particulate matter into the open air from all fuel burning units located at one plant, measure in terms of pounds per hour in excess of the amount determined as follows:

For Type 'b' fuel burning units, the product of 0.09 and the total design heat inputs for such units in million B.T.U.'s per hour, provided however that no more than six hundred (600) pounds per hour of particulate matter shall be discharged into the open air from all such units;

[45CSR2-4.1 and 45CSR2-4.1.b.] (1E and 8E)

5.1.8. No person shall cause, suffer, allow, or permit emissions of smoke and/or particulate matter into the open air from any process source operation which is greater than twenty (20) percent opacity. [45CSR7-3.1] (2AE, 2BE, 2CE, 3E, 4E1, 4E2, 5E, 6E, 7E, 9E, 10E and 11E)

5.1.9. No person shall cause, suffer, allow, or permit particulate matter to be vented into the open air from any type source operation or duplicate source operation, or from all air pollution control equipment installed on any type source operation or duplicate source operation in excess of the quantity specified under the appropriate source operation type in Table 45-7A of 45CSR7. **[45CSR7-4.1.]** (2AE, 2BE, 2CE, 3E, 4E1, 4E2, 5E, 6E, 7E, 9E, 10E and 11E)

5.1.10. No person shall cause, suffer, allow, or permit any manufacturing process or storage structure generating fugitive particulate matter to operate that is not equipped with a system to minimize the emissions of fugitive particulate matter. To minimize means such system shall be installed, maintained, and operated to ensure the lowest fugitive particulate emissions reasonably achievable. **[45CSR7-5.1.]** (2AE, 2BE, 2CE, 3E, 4E1, 4E2, 5E, 6E, 7E, 9E, 10E and 11E)

5.1.11. Maximum Allowable Emission Rates for Similar Units in All Priority III Regions Except Region IV. -- No Person shall cause, suffer, allow or permit the discharge of sulfur dioxide into the open air from all stacks located at one plant, measured in terms of pounds per hour, in excess of the amount determined as follows:

For type 'b' and Type 'c' fuel burning units, the product of 3.2 and the total design heat inputs for such units discharging through those stacks in million BTU's per hour.

**[45CSR10-3.3 and 45CSR10-3.3.f.]** (1E and 8E)

5.1.12. No owner or operator of an affected facility that combusts oil shall combust oil in the affected facility that contains greater than 0.5 weight percent sulfur. **[40 CFR 60.42c(d)]** (1E and 8E)

5.1.13. The owner or operator of each affected facility subject to the fuel oil sulfur limits shall submit to the quarterly reports to the Administrator. **[40 CFR 60.48(d)]** (1E and 8E)

5.1.14. If fuel supplier certification is used to demonstrate compliance, records of fuel supplier certification as described under paragraph (f)(1), (2), or (3) of this section, as applicable. In addition to records of fuel supplier certifications, the quarterly report shall include a certified statement signed by the owner or operator of the affected facility that the records of fuel supplied certifications submitted represent all of the fuel combusted during the quarter. **[40 CFR 60.48(e)(11)]** (1E and 8E)

5.1.15. Fuel supplier certification shall include the following information:

(1) For distillate oil:

(i) The name of the oil supplier; and

(ii) A statement from the oil supplier that the oil complies with the specifications under the definition of distillate oil in §60.41c.

**[40 CFR 60.48(f)]** (1E and 8E)

## **5.2. Monitoring Requirements**

- 5.2.1. For the purpose of determining compliance with the opacity limits of 45CSR2-3.1. and 45CSR7-3.1., and conditions 5.1.6. and 5.1.8. of this permit, the permittee shall conduct visible emission checks and/or opacity monitoring and recordkeeping for all emission sources subject to an opacity limit.

The visible emission check shall determine the presence or absence of visible emissions. At a minimum, the observer must be trained and knowledgeable regarding the effects of background contrast, ambient lighting, observer position relative to lighting, wind, and the presence of uncombined water (condensing water vapor) on the visibility of emissions. This training may be obtained from written materials found in the References 1 and 2 from 40CFR Part 60, Appendix A, Method 22 or from the lecture portion of the 40CFR Part 60, Appendix A, Method 9 certification course.

Visible emission checks shall be conducted at least once per calendar month with a maximum of forty-five (45) days between consecutive readings. These checks shall be performed at each source (stack, transfer point, fugitive emission source, etc.) for a sufficient time interval, but no less than one (1) minute, to determine if any visible emissions are present. Visible emission checks shall be performed during periods of normal facility operation and appropriate weather conditions.

If visible emissions are present at a source(s) for three (3) consecutive monthly checks, the permittee shall conduct an opacity reading at that source(s) using the procedures and requirements of 45CSR§7A (2AE, 2BE, 2CE, 3E, 4E1, 4E2, 5E, 6E, 7E, 9E, 10E and 11E) or Method 9 (1E and 8E) as soon as practicable, but within seventy-two (72) hours of the final visual emission check. A 45CSR§7A or a Method 9 observation at a source(s) restarts the count of the number of consecutive readings with the presence of visible emissions at that source.

## **5.3. Testing Requirements**

N/A

## **5.4. Recordkeeping Requirements**

- 5.4.1. The permittee shall maintain records of all monitoring data required by Section 5.2.1. documenting the date and time of each visible emission check, the emission point or equipment/source identification number, the name or means of identification of the observer, the results of the check(s), whether the visible emissions are normal for the process, and, if applicable, all corrective measures taken or planned. The permittee shall also record the general weather conditions (i.e. sunny, approximately 80°F, 6 - 10 mph NE wind) during the visual emission check(s). An example form is supplied as Appendix A. Should a visible emission observation be required to be performed per the requirements specified in 45CSR§7A (2AE, 2BE, 2CE, 3E, 4E1, 4E2, 5E, 6E, 7E, 9E, 10E and 11E) and Method 9 (1E and 8E), the data records of each observation shall be maintained per the requirements of 45CSR§7A (2AE, 2BE, 2CE, 3E, 4E1, 4E2, 5E, 6E, 7E, 9E, 10E and 11E) and Method 9 (1E and 8E). For an emission unit out of service during the normal monthly evaluation, the record of observation may note "out of service" (O/S) or equivalent.
- 5.4.2. For determining compliance with the hourly and annual limitations from the combustion of natural gas and #2 fuel oil established in conditions 5.1.2. and 5.1.3. of the permit, the permittee shall maintain accurate records of the amount of all natural gas and diesel fuel consumed and hours of operation for



each fuel type. These records shall be certified by the responsible official and maintained on site for a period of no less than five (5) years, and made available to the Director of the Division of Air Quality or his/her duly authorized representative upon request. *(1E and 8E)*

- 5.4.3. For determining compliance with the PM emission limitations established under permit condition 5.1.4., the permittee shall maintain monthly records of ingredients received and finished feed shipped. These records shall be certified by the responsible official and maintained on site for a period of no less than five (5) years, and made available to the Director of the Division of Air Quality or his/her duly authorized representative upon request. *(2AE, 4E1, 4E2, 11E and 12E)*

## **5.5. Reporting Requirements**

- 5.5.1. Any violation(s) of the allowable visible emission requirement for any emission source discovered during observations using 45CSR§7A (2AE, 2BE, 2CE, 3E, 4E1, 4E2, 5E, 6E, 7E, 9E, 10E and 11E) and Method 9 (1E and 8E) must be reported in writing to the Director of the Division of Air Quality as soon as practicable, but within ten (10) calendar days, of the occurrence and shall include, at a minimum, the following information: the results of the visible determination of opacity of emissions, the cause or suspected cause of the violation(s), and any corrective measures taken or planned.

**6.0. Source-Specific Requirements**  
**[Hatchery: 750 BHP Diesel-fired Emergency Generator Engine (1H;1HE)]**

**6.1. Limitations and Standards**

- 6.1.1. Emissions from the engine shall not exceed the maximum hourly and annual emission rates specified below:

Pollutant	Maximum Emission Rate	
	(lb/hr)	(tpy) <sup>(1)</sup>
CO	4.99	1.25
NO <sub>x</sub>	23.15	5.79
PM <sub>10</sub>	1.63	0.41
SO <sub>2</sub>	1.52	0.38
VOC	1.89	0.47

<sup>(1)</sup> Annual emission rate based on 500 hr/yr of operation.

- 6.1.2. **40 CFR 63, Subpart ZZZZ (RICE NESHAP) Requirements.** The following conditions and requirements apply to the engine:

- a. The permittee must comply with the requirements in Table 2d to this subpart:
- Change oil and filter every 500 hours of operation or annually, whichever comes first (see item b);
  - Inspect spark plugs every 1,000 hours of operation or annually, whichever comes first, and replace as necessary; and
  - Inspect all hoses and belts every 500 hours of operation or annually, whichever comes first, and replace as necessary.

**[40 CFR §63.6630(a); Table 2d, Item 4]**

- b. The permittee must operate and maintain the engine according to the manufacturer's emission-related written instructions or develop your own maintenance plan which must provide to the extent practicable for the maintenance and operation of the engine in a manner consistent with good air pollution control practice for minimizing emissions.

**[45CSR34, 40 CFR §63.6625(e)]**

- c. The permittee must install a non-resettable hour meter if one is not already installed.

**[45CSR34, 40 CFR §63.6625(f)]**

- d. The permittee must minimize the engine's time spent at idle during startup and minimize the engine's startup time to a period needed for appropriate and safe loading of the engine, not to exceed 30 minutes. **[40 CFR §63.6625(h)]**
- e. The permittee has the option of utilizing an oil analysis program to extend the time to change the generator engine's oil (see section 6.1.2.a., above). The oil analysis must be performed at 500 hours of operation or annually, whichever comes first. The analysis program must at a minimum analyze the following three parameters: Total Base Number, viscosity, and percent water content. The condemning limits for these parameters are as follows:
  - Total Base Number is less than 30 percent of the Total Base number of the oil when new;
  - Viscosity of the oil has changed by more than 20 percent from the viscosity of the oil when new; or
  - percent water content (by volume) is greater than 0.5.

If all of these condemning limits are not exceeded, the permittee is not required to change the oil. If any of the limits are exceeded, the permittee must change the oil within 2 days of receiving the results of the analysis. If the engine is not in operation when the results of the analysis are received, the permittee must change the oil within 2 days or before commencing operation, whichever is later.

The operator must keep records of the parameters that are analyzed as part of the program, the results of the analysis, and the oil changes for the engine. The analysis program must be part of the maintenance plan for the engine.

**[45CSR34, 40 CFR §63.6625(i)]**

- f. The permittee must be in compliance with emission limitations (see Section 6.1.2.a., above) in this subpart that apply to you at all times. **[45CSR34, 40 CFR §63.6605(a)]**
- g. At all times, the permittee must operate and maintain the engine, including associated air pollution control equipment and monitoring equipment, in a manner consistent with safety and good air pollution control practices for minimizing emissions. The general duty to minimize emissions does not require the permittee to make any further efforts to reduce emissions if levels required by this standard have been achieved.

Determination of whether such operation and maintenance procedures are being used will be based on information available to the Administrator which may include, but is not limited to, monitoring results, review of operation and maintenance procedures, review of operation and maintenance records, and inspection of the engine.

**[45CSR34, 40 CFR §63.6605(b)]**

- h. The permittee must demonstrate continuous compliance with each emission limitation in Table 2d (see section 6.1.2.a., above) to this subpart that apply to you according to methods specified in Table 6 of this subpart.  
**[45CSR34, 40 CFR §63.6640(a)]**

- i. The permittee must also report each instance in which you did not meet the requirements in Table 8 to this subpart that apply to you.  
**[45CSR34, 40 C.F.R. §63.6640(e)]**

- j. The permittee must operate the emergency engine according to the requirements of this section. In order for the engine to be considered an emergency engine under this subpart, any operation other than emergency operation, maintenance and testing, emergency demand response, and operation in nonemergency situations for 50 hours per year, as described in this section is prohibited. If you do not operate the engine according to the requirements of this section, the engine will not be considered an emergency engine under this subpart and must meet all the requirement for non-emergency engines.

(1) There is no time limit on the use of an emergency engine in emergency situations.

- (2) The permittee may operate the emergency engine for any combination of purposes as specified below for a maximum of 100 hours per calendar year. Any operation for non-emergency situations as allowed in (3) and (4) of this section counts as part of the 100 hours per calendar year allowed by this paragraph: j(2) .

- (i) The emergency engine may be operated for maintenance checks and readiness testing, provided that the tests are recommended by federal, state or local government, the authority and transmission operator, or the insurance company associated with the engine. The permittee may petition the Administrator for approval of additional hours to be used for maintenance checks and readiness testing, but a petition is not required if the permittee maintains records indicating that federal, state, or local standards require maintenance and testing of the emergency engine beyond 100 hours per calendar year.

- (4) The emergency engine may be operated for up to 50 hours per calendar year in non-emergency situations. The 50 hours of operation in non-emergency situations are counted as part of the 100 hours per calendar year for maintenance and testing provided in paragraph j(2) of this section. The 50 hours per year for nonemergency situations cannot be used for peak shaving or non-emergency demand response, or to generate income for a facility to an electric grid or otherwise supply power as part of a financial arrangement with another entity.

## **6.2. Monitoring Requirements**

- 6.2.1. For the purposes of demonstrating compliance with the maximum annual emission limits given in section 6.1.1., and the maximum operating hours given in section 6.1.2. j , the permittee shall:

- a. Install, calibrate, maintain and operate equipment to monitor the hours of operation of the engine (1H).
- b. Monitor and record the monthly and rolling twelve-month total hours of operation for the engine (1H).

- 6.2.2. The permittee is not required to submit an initial notification for the emergency generator engine (1H). The permittee is required to keep records of the operation of the engine (1H) in emergency and non-emergency service that are recorded through the non-resettable hour meter. The permittee must record the time of operation of the engine (1H) and the reason the engine was in operation during that time.  
**[40 CFR§60.4214(b)]**

### **6.3. Testing Requirements**

- 6.3.1. No performance tests required.

### **6.4. Recordkeeping Requirements**

- 6.4.1. The permittee shall keep the following records:

- (1) A copy of each notification and report that you submitted to comply with this subpart, including all documentation supporting any Initial Notification or Notification of Compliance Status that you submitted, according to the requirement in §63.10 (b)(2)(xiv).
- (2) Records of occurrence and duration of each malfunction of the engine or air pollution control and monitoring equipment.
- (3) Records of performance tests and performance evaluations as required in §63.10 (b)(2)(viii).
- (4) Records of all required maintenance performed on the air pollution control and monitoring equipment.
- (5) Records of actions taken during periods of malfunction to minimize emissions in accordance with §63.6605(b) [see section 6.1.2.g in this permit], including corrective actions to restore malfunctioning process (engine) and air pollution control and monitoring equipment to its normal or usual manner of operation.

**[40 CFR§63.6655(a)]**

- 6.4.2. The permittee must keep records required in Table 6 of this subpart to show continuous compliance with each emission limitation (see section 6.1.2.a of this permit) that applies to you.

**[40 CFR§63.6655(d)]**

- 6.4.3. The permittee must keep records of the maintenance conducted on the engine in order to demonstrate that you operated and maintained the engine according to your own maintenance plan.

**[40 CFR§63.6655(e)]**

- 6.4.4. If you own an existing emergency stationary RICE that does not meet the standards applicable to non-emergency engines, you must keep records of the hours of operation of the engine that is recorded through the non-resettable hour meter. The permittee must document how many hours are spent for emergency operation, including what classified the operation as emergency and how many hours are spent for non-emergency operation.

**[40 CFR§63.6655(f)]**

### **6.5. Reporting Requirements**

*[Reserved]*

## 7.0. Source-Specific Requirements

### [Hatchery: 1490 BHP Diesel-fired Emergency Generator Engine (2H; 2HE)]

## 7.1. Limitations and Standards

- 7.1.1. Emissions from the engine shall not exceed the maximum hourly and annual emission rates specified below:

Pollutant	Maximum Emission Rate	
	(lb/hr)	(tpy) <sup>(1)</sup>
CO	9.91	2.48
NO <sub>x</sub>	46.00	11.50
PM <sub>10</sub>	3.23	0.81
SO <sub>2</sub>	3.03	0.76
VOC	3.76	0.94

<sup>(1)</sup> Annual emission rate based on 500 hr/yr of operation.

- 7.1.2. **40 CFR 60, Subpart IIII Requirements.** The following conditions and requirements apply to the engine:

- a. The engine manufacturer must certify that their engine meets the emissions standards for nonroad CI engines in 40 CFR 89.112 and CFR 89.113 for all pollutants for the engine's model year and maximum engine power. [40 CFR §60.4202(a)(2)]
- b. The engine must be fueled with diesel fuel that meets the requirements of 40 CFR 80.510(b) for nonroad diesel fuel. [40 CFR §60.4207(b)]
- c. The engine shall be equipped with a non-resettable hour meter. [40 CFR §60.4209(a)]
- d. The permittee shall maintain the engine according to the manufacturer's emission-related written instructions. [40 CFR §60.4211(a)(1)]
- e. The permittee shall only change those emission-related settings of the engine that are permitted by the manufacturer. [40 CFR §60.4211(a)(2)]
- f. The permittee shall operate the engine according to the requirements listed below:
  - (1) There is no time limit on the use of the above engine in emergency situations.
  - (2) The permittee may operate the above engine for any combination of purposes specified below for a maximum of 100 hours per calendar year.
    - (i) The above engine may be operated for maintenance checks and readiness testing provided that the tests are recommended by federal, state or local government or the manufacturer. The permittee may petition the Administrator for approval of additional

hours to be used for maintenance checks or readiness testing, but a petition is not required if the permittee maintains records indicating the federal, state or local standards require maintenance and testing of the above engine beyond 100 hours per calendar year.

- (3) The engine may be operated for up to 50 hours per calendar year in non-emergency situations. The 50 hours of operation in non-emergency situations are counted as part of the 100 hours per calendar year for maintenance and testing provided in paragraph (2) of this section. The 50 hours per calendar year for non-emergency situations cannot be used for peak shaving or non-emergency demand response, or to generate income for a facility to an electric grid or otherwise supply power as part of a financial arrangement with another entity.

**[40 CFR§60.4211(f)]**

- g. If the permittee does not install, configure, operate, and maintain the emergency generator engine according to the manufacturer's emission-related written instructions, or if the permittee changes the emission-related settings in a way that is not permitted by the manufacturer, the permittee must demonstrate compliance as follows:

- (3) The permittee must keep a maintenance plan and records of conducted maintenance and must, to the extent practicable, maintain and operate the engine in a manner consistent with good air pollution control practice for minimizing emissions. In addition, the permittee must conduct an initial performance test to demonstrate compliance with the applicable emission standards within 1 year of startup, or within 1 year after an engine is no longer installed, configured, operated, and maintained in accordance with the manufacturer's emission related written instructions, or within 1 year after the permittee changes the emission-related settings in a way that is not permitted by the manufacturer. The permittee must conduct subsequent performance testing every 8,750 hours of engine operation or 3 years, whichever comes first, thereafter to demonstrate compliance with the applicable emission standards.

**[40 CFR§60.4211(g)]**

## **7.2. Monitoring Requirements**

- 7.2.1. For the purposes of demonstrating compliance with the maximum annual emission limits given in section 7.1.1., and the maximum operating hours given in section 7.1.2. f (1) &(2), the permittee shall:
  - a. Install, calibrate, maintain and operate equipment to monitor the hours of operation of the engine.
  - b. Monitor and record the monthly and rolling twelve-month total hours of operation for the engine.
- 7.2.2. The permittee is not required to submit an initial notification for the engine. The permittee is required to keep records of the operation of the engine in emergency and non-emergency service that are recorded through the non-resettable hour meter. The permittee must record the time of operation of the engine (2H) and the reason the engine was in operation during that time.

**[40 CFR§60.4214(b)]**

### **7.3. Testing Requirements**

- 7.3.1. The permittee of the engine who conducts performance tests pursuant to this subpart must do so according to paragraphs (a) through (e) of this section.  
**[40 CFR§60.4212]**

### **7.4. Recordkeeping Requirements**

- 7.4.4. The permittee shall maintain the following records in accordance with section 7.1.2.b. of this permit:
- a. The name of the diesel supplier;
  - b. A statement from the diesel supplier that the fuel complies with the specification under the definition of distillate oil in 40CFR§60.4.1c; and
  - c. Sulfur content or maximum sulfur content of the diesel supplied.

### **7.5. Reporting Requirements**

*[Reserved]*



**8.0. Source-Specific Requirements****[Hatchery: Nat. Gas-fired Hot Water Boiler (3H) & Nat. Gas-fired Comfort Heating Units (4H)]****8.1. Limitations and Standards**

- 8.1.1. The Hot Water Boiler (3H; 3HE) and the Comfort Heating Units (4H; 4HE) shall demonstrate compliance with the ten (10) percent opacity limit given in 8.1.4. of this permit by burning only pipeline quality natural gas.
- 8.1.2. As the annual emission limits given in Table 8.1.3 for the Hot Water Boiler (3H; 3HE) and the Comfort Heating Units (4H; 4HE) are based on operating 8,760 hr/yr at maximum design heat input capacities of 1.68 mm Btu/hr and 11.29 mm Btu/hr, respectively, there are no limits on the annual hours of operation or fuel usage for these sources.
- 8.1.3. The maximum emissions from the Hot Water Boiler (3H; 3HE) and the Comfort Heating Units (4H; 4HE) shall not exceed the limits given in the following table:

Pollutant	Maximum Emission Rates			
	Hot Water Boiler (3H; 3HE)		Comfort Heating Units (4H; 4HE)	
	(lb/hr)	(ton/yr)	(lb/hr)	(ton/yr)
PM	0.01	0.06	0.09	0.38
NOx	0.17	0.74	1.13	4.95
CO	0.14	0.62	0.95	4.16
SO <sub>2</sub>	--	--	0.01	0.03
VOC	0.01	0.04	0.06	0.27

**8.1.4. 45CSR2**

No person shall cause, suffer, allow or permit emission of smoke and/or particulate matter into the open air from any fuel burning unit which is greater than ten (10) percent opacity based on a six minute block average.

**[45CSR§2-3.1]**

**8.2. Monitoring Requirements**

*[Reserved]*

### **8.3. Testing Requirements**

*[Reserved]*

### **8.4. Recordkeeping Requirements**

*[Reserved]*

### **8.5. Reporting Requirements**

*[Reserved]*

## 9.0. Source-Specific Requirements

### [Truck Shop: Used Oil Heaters (1TS; 1TSE) and (2TS; 2TSE)]

#### 9.1. Limitations and Standards

- 9.1.1. Only used oil generated from fleet vehicle maintenance activities performed at the Truck Shop shall be burned in the two (2) Used Oil Heaters.
- 9.1.2. The permittee must meet all applicable requirements of 40 CFR 279 - Standards for the Management of Used Oil, in particular Subpart C- Standards for Used Oil Generators, Section 23 - On-site Burning in Space Heaters, which states:

Generators may burn used oil in used oil-fired space heaters provided that:

- (a) The heater burns only used oil that the owner or operator generated.
- (b) The heater is designed to have a maximum capacity of not more than 0.5 million Btu per hour; and
- (c) The combustion gases from the heater are vented to the ambient air.

[40 CFR§ 279.23]

- 9.1.3. As the annual emission limits given in Table 9.1.3 for the two (2) Used Oil Heaters are based on operating 8,760 hr/yr at the maximum design heat input capacities of 0.50 mm Btu/hr for Used Oil Heater (1TS; 1TSE) and 0.25 mm Btu/hr for Used Oil Heater (2TS; 2TSE)], there are no limitations on the annual hours of operation or fuel usage for either of the heaters.
- 9.1.4. Emissions from the two (2) Used Oil Heaters shall not exceed the maximum emission rates given in the following table:

Pollutant	Maximum Emission Rates			
	Used Oil Heater 0.5 mm Btu/hr (1TS; 1TSE)		Used Oil Heater 0.25 mmBtu/hr (2TS; 2TSE)	
	(lb/hr) <sup>(1)</sup>	(ton/yr) <sup>(3)</sup>	(lb/hr) <sup>(2)</sup>	(ton/yr) <sup>(3)</sup>
PM	0.10	0.44	0.05	0.23
NOx	0.05	0.23	0.03	0.12
CO	0.01	0.03	0.00	0.02
SO2	0.09	0.39	0.05	0.20
VOC	0.00	0.01	0.00	0.01
(1) Based on burning 3.30 gal/hr of used oil at a Btu value of 0.14 mm Btu/hr. (2) Based on burning 1.70 gal/hr of used oil at a Btu value of 0.14 mm Btu/hr. (3) Based on operating 8,760 hr/yr.				

9.1.5. **45CSR2**

No person shall cause, suffer, allow or permit emission of smoke and/or particulate matter into the open air from any fuel burning unit which is greater than ten (10) percent opacity based on a six minute block average.

[45CSR§2-3.1]

**9.2. Monitoring Requirements**

*[Reserved]*

**9.3. Testing Requirements**

*[Reserved]*

**9.4. Recordkeeping Requirements**

*[Reserved]*

**9.5. Reporting Requirements**

*[Reserved]*

**APPENDIX A**  
**EXAMPLE FORM**

**Opacity Record**

Pilgrim's Pride; Moorefield Facility  
Plant ID No. 031-00005; Permit No. R13-1506D

Date of Observation:

Data Entered by:

Reviewed by:

Date Reviewed:

Describe the General Weather Conditions:

<b>Stack ID/ Vent ID/ Emission Point ID</b>	<b>Stack ID/ Vent ID/ Emission Point ID Description</b>	<b>Time of Observation</b>	<b>Visible Emissions?  Yes/No</b>	<b>No. of Consecutive Months  of Visual Emissions</b>	<b>Comments</b>

**CERTIFICATION OF DATA ACCURACY**

I, the undersigned, hereby certify that, based on information and belief formed after reasonable inquiry, all information contained in the attached \_\_\_\_\_, representing the period beginning \_\_\_\_\_ and ending \_\_\_\_\_, and any supporting documents appended hereto, is true, accurate, and complete.

**Signature<sup>1</sup>**

(please use blue ink)

\_\_\_\_\_  
Responsible Official or Authorized Representative\_\_\_\_\_  
Date**Name and Title**

(please print or type)

\_\_\_\_\_  
Name\_\_\_\_\_  
Title**Telephone No.** \_\_\_\_\_**Fax No.** \_\_\_\_\_

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<sup>1</sup> This form shall be signed by a "Responsible Official." "Responsible Official" means one of the following:

- a. For a corporation: The president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision-making functions for the corporation, or a duly authorized representative of such person if the representative is responsible for the overall operation of one or more manufacturing, production, or operating facilities applying for or subject to a permit and either:
  - (i) the facilities employ more than 250 persons or have a gross annual sales or expenditures exceeding \$25 million (in second quarter 1980 dollars), or
  - (ii) the delegation of authority to such representative is approved in advance by the Director;
- b. For a partnership or sole proprietorship: a general partner or the proprietor, respectively;
- c. For a municipality, State, Federal, or other public entity: either a principal executive officer or ranking elected official. For the purposes of this part, a principal executive officer of a Federal agency includes the chief executive officer having responsibility for the overall operations of a principal geographic unit of the agency (e.g., a Regional Administrator of USEPA); or
- d. The designated representative delegated with such authority and approved in advance by the Director.